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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ATTENTION:

In re Application of :

BOX: MISSING PARTS

Thomas NOSKER et al.

Group Art Unit 3617

Serial No.: 09/985,937

Examiner: Unassigned

Filed: November 6, 2001

For: ENGINEERED RAILROAD TIES

RESPONSE TO NOTICE TO FILE MISSING PARTS

Assistant Commissioner for Patents
Washington, D. C. 20231

Sir:

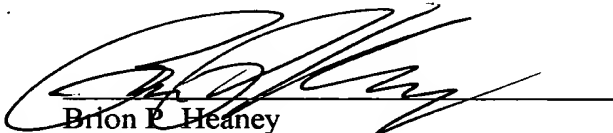
In response to the Notice to File Missing Parts dated November 27, 2001:

- ☒ Attached is a Declaration and Power of Attorney in compliance with 37 CFR § 1.53 along with the late filing surcharge of \$65.00
- ☒ Applicant(s) include the filing fee of \$370.00.
- ☒ Applicant(s) include the extra claims fee of \$ 45.00 for 5 claims in excess of 20, \$9.00 per additional claim.
- ☒ Applicant(s) include an executed assignment and Recordation Form Cover Sheet with the recordation fee of \$40.00 (Check No. 23116).
- ☒ Attached is a copy of the Notice to File Missing Parts.
- ☐ Applicant(s) request that the time for taking action in this case be extended pursuant to 37 CFR 1.136(a) for a period of one/two/three/four/five month(s) along with the fee of \$110.00/\$400.00/\$920.00/\$1440.00/\$1960.00.
- ☒ Applicant(s) are entitled to small entity status.
- ☐ Attached is a verified English translation of the language text filed on along with the fee of \$130.00.
- ☐ Applicant(s) provide the title of the invention/inventor(s) name(s) and address(es) on the attached provisional application cover sheet along with the \$50/\$25 surcharge.
- ☐ Attached is the Sequence Disclosure as required.

- ☐ Attached is the Substitute Specification as required.
- ☐ Attached are the substitute drawings as required.
- ☐ Attached is an English translation of the application.

Attached is a check in the amount of \$ 480.00. However, the Commissioner is hereby authorized to charge fees under 37 CFR § 1.16 and § 1.17 which may be required to facilitate this filing, or credit any overpayment to Deposit Account #13-3402, two copies of this paper are attached for this purpose.

Respectfully submitted,

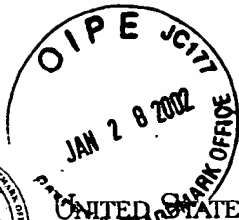


Brian P. Heaney
Registration No. 32,542
Attorney for Applicants

MILLEN, WHITE, ZELANO
& BRANIGAN, P.C.
Arlington Courthouse Plaza I
2200 Clarendon Blvd. Suite 1400
Arlington, Virginia 22201
Telephone: (703)243-6333
Facsimile: (703) 243-6410

Attorney Docket No.: POLY-2

Date: January 28, 2002



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/985,937	11/06/2001	Thomas Nosker	POLY 2

CONFIRMATION NO. 4212

23599
MILLEN, WHITE, ZELANO & BRANIGAN, P.C.
2200 CLARENDON BLVD.
SUITE 1400
ARLINGTON, VA 22201

FORMALITIES LETTER



OC00000007124682

Date Mailed: 11/27/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27). \$370.00
- Total additional claim fee(s) for this application is \$90.
▪ \$90 for 5 total claims over 20. \$45.00
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$960.480.00

*A copy of this notice **MUST** be returned with the reply.*

H.T.
Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

01/30/2002 USBRNE 00000023 09985937

01 FD:201
02 FD:205
03 FD:205

370.00 OP
65.00 OP
45.00 OP